

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE PHARMACY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY

PROCEEDINGS AGAINST:

JANE SZYMANSKI, RPh

RESPONDENT

FINAL DECISION AND ORDER

LS0012123PHM

Division of Enforcement Case No. 00 PHM 024

The parties to this action for the purposes of section 227.53 of the Wisconsin statute are:

Jane Szymanski

N9102 Snow Creek

Merrillan WI 54754

Department of Regulation and Licensing

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Jane Szymanski (DOB 05-04-1952) is duly licensed as a pharmacist in the state of Wisconsin (license 40-9700). This license was first granted on December 5, 1979.
2. Ms. Szymanski's most recent address on file with the Wisconsin Pharmacy Examining Board is N9102 Snow Creek, Merrillan, WI 54754.
3. On May 31, 1996, Ms. Szymanski's biennial registration expired for her pharmacy license. Ms. Szymanski did not renew her registration until on or about May 17, 2000. Ms. Szymanski worked part time as a pharmacist at Waarvik Drug Store, 109 Main Street, Black River Falls, Wisconsin during the time her license was expired. Ms. Szymanski in addition worked during this period of time as a consulting pharmacist for Pine View Nursing Home, 400 Pine View Road, Black River Falls, Wisconsin.
4. In resolution of this matter, Ms. Szymanski consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Pharmacy Examining Board has jurisdiction to act in this matter, pursuant to sec. 450.10, Wis. Stats. The Board is authorized to enter into the attached Stipulation and Order, pursuant to sec. 227.44(5), Stats.
2. By the conduct described above, Respondent has violated secs. 450.03 and Wisconsin Administrative Code § Phar 10.03(1).
3. The conduct described above constitutes grounds for the imposition of discipline against Respondent's Wisconsin license to practice pharmacy, pursuant to secs. 450.10(1)(a)(2), 450.10(1)(b)(1) and 450.10(2), Wis.

Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that

1. Jane Szymanski, RPh is REPRIMANDED.
2. Within thirty [30] days from the date of this Order, Respondent shall pay COSTS of this proceeding in the amount of TWO HUNDRED [\$200.00] dollars.
3. Within ninety [90] days from the effective date of this Order, Respondent shall pay to the Department of Regulation and Licensing a FORFEITURE of TWO THOUSAND EIGHT HUNDRED and NINETY dollars [\$2,890.00]
4. All payments pursuant to this Order shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

5. In the event Respondent fails to timely submit any payment as set forth above, her Wisconsin license to practice pharmacy **SHALL BE SUSPENDED**, without further notice or hearing, until Respondent has complied with the terms of this Order.
6. This Order shall become effective upon the date of its signing.

WISCONSIN PHARMACY EXAMINING BOARD

By: John Bohlman

12-12-00

A Member of the Board

Date